#### CONTRACT

# State of Vermont

Buildings and General Services Engineering Division 2 Gov Aiken Ave Drawer 33 Montpelier VT 05633 USA



Vendor ID 0000001712 Carrara,J P & Sons Inc PO Box 60 N Clarendon VT 05759

Contract ID		Page				
000000000000000000000000000000000000000	0000011472	1 of 3				
Contract Dates		Origin				
06/01/2007 to 05/	31/2009	CPŠ				
Description:		Contract Maximum				
CPS- TRANSIT MI	X CONCRETE	\$999,999.00				
Buyer Name	Buyer Phone	Contract Status				
Pierce, Robert Jr.	802/828-2215	Approved				

Phone #: 802-775-2301

l ine #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
LIIIC #	Itelli ID	item best	00111	11100	- Qiy	Allit
1	5257	TRANSIT MIX CONCRETE, CLASS AA, A, B, OR			0.00	0.00
		C; AS PER VT AGENCY OF TRANSPORTATION				
		STANDARD SPECIFICATIONS FOR CONSTRUCTION				
		SECTION 501 - STRUCTURAL CONCRETE.				

LOCATIONS OF PLANTS: NORTH CLARENDON, VT AND EAST MIDDLEBURY, VT.

COST/CY AT PLANT:

AA \$116.00

A \$ 113.00

B \$ 110.00

C \$ 107.00

FLOW FILL \$75.00

COST/MILE OF HAUL \$ 0.00/MI (PLANT TO JOB)
COST/HR WAIT TIME IN EXCESS OF ONE HOUR \$65.00/HR
COST/CY HEATED AGGREGATE & WATER \$ 6.00/CY
COST/CY RETARDER \$ 3.00/CY
COST/BAG HIGHER CEMENT CONTENT \$ 8.00/BAG

MINIMUM LOAD CHARGE FOR LESS THAN 5 CY

1 CUBIC YARD + \$ 150.00

2 CUBIC YARD + \$ 130.00

3 CUBIC YARD + \$ 110.00

4 CUBIC YARD + \$ 90.00

WRDA-19 - \$6.00/YD.

CONTRACTOR TO FURNISH TRANSIT MIX CONCRETE AS REQUIRED IN CONFORMANCE WITH THIS CONTRACT. AGENCY SHOULD ALLOW AT LEAST 24 HOURS NOTICE OF THE REQUIRED DELIVERY.

THE CLASSES OF CONCRETE FURNISHED UNDER THIS CONTRACT MUST MEET VT AGENCY OF TRANSPORTATION STANDARD SPECIFICATION FOR CONSTRUCTION 2006, SECTION 501 - "STRUCTURAL CONCRETE"

CONTRACTORS WILL BE SUBJECT TO PLANT INSPECTIONS AS THE TRANSPORTATION AGENCY DESIRES.

TELEPHONE: 802-775-2301

#### CONTRACT TERMS AND ADDITIONAL INFORMATION

ATTACHMENT: PURCHASING AND CONTRACT ADMINISTRATION TERMS AND CONDITIONS DATED 01/01/2007 ARE ATTACHED AND INCORPORATED AS PART OF THIS CONTRACT.

QUANTITY: QUANTITIES ARE ESTIMATED ONLY BASED ON PRIOR USAGE AND MAY BE INCREASED OR DECREASED TO MEET ACTUAL REQUIREMENTS.

QUALITY: ALL PRODUCTS PROVIDED UNDER THESE AGREEMENTS WILL BE NEW AND UNUSED, UNLESS OTHERWISE STATED. FACTORY SECONDS OR REMANUFACTURERED PRODUCTS WILL NOT BE ACCEPTED UNLESS SPECIFICALLY REQUESTED BY THE PURCHASING AGENCY. ALL PRODUCTS PROVIDED BY THE CONTRACTOR MUST MEET ALL FEDERAL, STATE AND LOCAL STANDARDS FOR QUALITY AND SAFETY REQUIREMENTS. PRODUCTS NOT MEETING THESE STANDARDS WILL BE DEEMED UNACEPTABLE AND RETURNED TO THE CONTRACTOR FOR CREDIT AT NO CHARGE TO THE STATE.

METHOD OF ORDERING: PURCHASE ORDERS MUST BE USED TO ORDER ITEMS AVAILABLE UNDER THIS CONTRACT. IF VERBAL ORDERS ARE GIVEN A CONFIRMING PURCHASE ORDER MUST BE ISSUED.

CANCELLATION: THE STATE SPECIFICALLY RESERVES THE RIGHT TO CANCEL THE CONTRACT OR ANY PORTION THEREOF PROVIDING, IN THE OPINION OF ITS COMMISSIONER OF BUILDINGS AND GENERAL SERVICES, THE SERVICES OR MATERIALS SUPPLIED BY THE CONTRACTOR ARE NOT SATISFACTORY OR CONSISTENT WITH THE TERMS OF THE CONTRACT.

DELIVERY: ALL PRICING INCLUDES F.O.B. DELIVERY TO THE ORDERING FACILITY. NO REQUEST FOR EXTRA DELIVERY COST

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Line	# Item ID	Item Desc				UOM	Price	Qty	Amt
WILL	BE HONORED	). LIABILITY FOR PRO	DUCT DELIVERY	REMAINS WITH	THE CONTR	ACTOR UNT	IL PROPERLY D	ELIVERED AND	
SIGN	ED FOR IN AC	CORDANCE WITH TH	E DIVISION OF PU	IRCHASING AND	CONTRACT	ADMINISTF	RATIONS TERMS	AND CONDITION	S.
SHIP	MENTS SHALL	BE SECURELY AND	PROPERLY PACK	ED, ACCORDING	TO ACCEPT	TED COMME	RCIAL PRACTIC	E. DELIVERIES, V	VHICH
DO N	OT CONFORM	TO THE SPECIFICAT	TIONS OR ARE NO	T IN GOOD CON	IDITION UPO	N RECEIPT,	SHALL BE REPL	ACED PROMPTLY	/ BY
THE	CONTRACTOR	<b>.</b>							

INVOICING: ALL INVOICES ARE TO BE RENDERED BY THE CONTRACTOR IN DUPLICATE ON THE VENDOR'S STANDARD BILLHEAD AND FORWARDED DIRECTLY TO THE INSTITUTION OR AGENCY ORDERING MATERIALS OR SERVICES.

DEFAULT: IN CASE OF DEFAULT OF THE CONTRACTOR, THE STATE MAY PROCURE THE MATERIALS OR SUPPLIES FROM OTHER SOURCES AND HOLD THE CONTRACTOR RESPONSIBLE FOR ANY EXCESS COST OCCASIONED THEREBY, PROVIDED, THAT IF PUBLIC NECESSITY REQUIRES THE USE OF MATERIALS OR SUPPLIES NOT CONFORMING TO THE SPECIFICATIONS THEY MAY BE ACCEPTED AND PAYMENT THEREFORE SHALL BE MADE AT A PROPER REDUCTION IN PRICE.

AGENCIES & DEPARTMENTS ARE REQUESTED TO ADVISE THE PURCHASING AGENT AT ONCE OF THE FAILURE ON THE PART OF THE CONTRACTOR TO FULFILL ANY OF THE TERMS OR CONDITIONS OF THIS CONTRACT.

PLEASE REFER TO THE ASSIGNED CONTRACT NUMBER/PURCHASE ORDER # ON ALL CORRESPONDENCE, DELIVERY DOCUMENTS AND INVOICES.

CUSTOMER SATISFACTION SURVEY: TO HELP US UNDERSTAND HOW WE CAN BETTER SERVE YOU, WE ARE INTERESTED IN RECEIVING YOUR COMMENTS REGARDING THE QUALITY OF SERVICE YOU RECEIVED IN YOUR MOST RECENT INTERACTION WITH THE DEPARTMENT OF BUILDINGS & GENERAL SERVICES (BGS). PLEASE COMPLETE THE ON-LINE CUSTOMER COMMENT FORM AT: http://www.bgs.state.vt.us/forms/bgs\_surveys/index.php?type=customer&action=customer

IF YOU HAVE ANY QUESTIONS REGARDING THIS DOCUMENT PLEASE CONTACT: PURCHASING AGENT 802-828-2215

CONTRACT TERM: THIS CONTRACT IS WRITTEN FOR AN INITIAL ONE-YEAR TERM, WITH OPTIONS TO EXTEND FOR TWO ADDITIONAL ONE-YEAR PERIODS AT MUTUALLY AGREEABLE PRICES, TERMS AND CONDITIONS. .

APPLICABLE TO LOCAL ONLY: THIS CONTRACT IS ALSO ISSUED ON BEHALF OF THE VERMONT STATE COLLEGES INC., A SEPARATE CORPORATION, HAVING UNDER ITS JURISDICTION CASTLETON STATE COLLEGE, JOHNSON STATE COLLEGE, LYNDON STATE COLLEGE, COMMUNITY COLLEGE OF VT AND THE VERMONT TECHNICAL COLLEGE. THIS ALSO APPLIES TO THE UNIVERSITY OF VERMONT.

APPLICABLE TO LOCAL ONLY: POLITICAL SUBDIVISIONS AND INDEPENDENT COLLEGES OF THE STATE MAY PARTICIPATE IN THIS CONTRACT AT THE SAME PRICES, TERMS AND CONDITIONS. ITEMS FURNISHED TO POLITICAL SUBDIVISIONS AND INDEPENDENT COLLEGES WILL BE BILLED DIRECTLY TO AND PAID FOR BY THE POLITICAL SUBDIVISIONS OR INDEPENDENT COLLEGES AND NEITHER THE STATE NOR ITS COMMISSIONER OF BUILDINGS & GENERAL SERVICES PERSONALLY OR OFFICIALLY ASSUMES ANY RESPONSIBILITY.

AMENDMENT #1: (APRIL 2008) CONTRACT EXTENDED FOR ONE-YEAR TERM TO 05/31/2009. WITH NO PRICE INCREASE PER PHONE CONVERSATION WITH BILL BARKER, JP CARRARA & SONS INC. ALL OTHER TERMS AND CONDITIONS REMAIN THE SAME.

# **CONTRACT**

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Buildings and General Services
Engineering Division 2 Gov Aiken Ave Drawer 33 Montpelier VT 05633 USA



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Page 3 of 3 Contract ID 000000000000000000011472 **Contract Dates** Origin 06/01/2007 to 05/31/2009 CPŠ Description: Contract Maximum CPS- TRANSIT MIX CONCRETE \$999,999.00 **Buyer Name Buyer Phone Contract Status** Pierce, Robert Jr. 802/828-2215 Approved

Phone #: 802-775-2301

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												Unit	Max	Max
Line #	Item ID	)		Item Desc						ι	JOM	Price	Qty	Amt
		WE	THE	UNDERSIGNED	PARTIES	AGREE	TO	BE	BOUND	BY	THIS	CONTRACT		
By the	STATE	of	VERM	TOOT					By th	e CO	NTRACT	OR		
Date:_									Date:					
Signat	ure:_								Signa	ture	:			
Name:_									Name:					
Title:									Title	:				
Email:									Email	:				